



08-23-06

RCE/1646  
+  
Ifu

PTO/SB/30 (5/2000)

Approved for Use through xx/xx/xxxx. OMB 0651-003

U.S. Patent and Trademark office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See the American Inventors Protection Act of 1999 (AIPA).

Application Number	09/902,713
Filing Date	July 10, 2001
First Named Inventor	Audrey GODDARD
Group Art Unit	1646
Examiner Name	Kemmerer, Elizabeth
Attorney Docket Number	39780-1618 P2C34

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. s 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 20000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114.

- a. ☐ Previously submitted
    - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116  
(Any unentered amendment(s) referred to above will be entered)
    - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
    - iii. ☐ Other
  - b. ☒ Enclosed
    - i. ☒ Response to Final Office Action (23 pages)
    - ii. ☒ Declaration(s) under 37 CFR §1.132 of Dr. Randy Scott (9 pgs.)
    - iii. ☒ Information Disclosure Statement (IDS) (10 pgs, with cited references)
    - iv. ☒ Return Postcard
- 08/24/2006 SSITHIB1 00000068 081641 09902713  
01 FC:1801 790.00 DA

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F. R. § 1.17(i) required)
- b. ☐ Other

3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees of \$910.00, or credit any overpayments to Deposit Account No. 08-1641 (Docket No. 39780-P2C34)
  - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) (\$790.00)
  - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) (1 month)
  - iii. ☐ Other
- b. ☐ Check in the amount of \$ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	LESLIE MOOI	Registration No. (Attorney/Agent)	37,047
Signature	<i>Leslie Mooi</i>	Date	AUGUST 21, 2006

### CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post office to Addresses" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this date: July 17, 2006

Name (Print/Type)	KATHLEEN K. MUTO	Date: AUGUST 21, 2006
Signature	<i>Kathleen K. Muto</i>	Express Mail Label: EV 582 632 155 US

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop \_\_\_, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

